IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 16th day of September 2005
Bail application no. 265 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

Raju S/o Ved Ram
R/o Ward No. 7 Rampura
Rudrapur P.S. Rudrapur
District Udham Singh Nagar …Applicant

Versus

State of Uttaranchal …Opposite Party

Arising out of Case Crime No. 1865 of 2004
Under Sections 307, 504, 506 and 302 I.P.C.
P.S. Rudrapur
District Udham Singh Nagar

By the court

Hon'ble B.C. Kandpal, J

The applicant has applied for bail in case crime No. 1865 of 2004 under Sections 307, 504, 506 an 302 I.P.C. P.S. Rudrapur, District Udham Singh Nagar.

Heard Sri Vipul Sharma, learned counsel for the applicant, learned A.G.A. and perused the record.

Although, the applicant has been assigned the specific role of stabbing on the person of the victim but the record reveals that during the course of the trial all the witnesses in the First Information Report have turned hostile.

Learned counsel for the applicant, therefore, contents that it is a case of no eyewitness now. Learned A.G.A. could not controvert this fact.

Keeping in view of the aforesaid facts and circumstances of the case, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant Raju be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of Magistrate concerned.

(**B.C. Kandpal, J)**

16.09.2005
ASWAL